

SENATE BILL 1338
By Burchett

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 4,
Part 9, relative to lottery scholarships.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-4-926(b), is amended by deleting subdivision (1) in its entirety and by substituting instead the following new, appropriately designated subdivisions:

() "Dependent child" means a natural or adopted child or stepchild whom a military parent claims as a dependent for federal income tax purposes; provided, however, that such child is under twenty-one (21) years of age;

() "Military parent" means a parent of a dependent child who is:

(A) A member of the armed forces engaged in active military service of the United States and stationed on active duty outside of Tennessee;

(B) A member of the Tennessee national guard engaged in active military service of the United States and stationed on active duty outside of Tennessee;

(C) A full-time civilian employee of the department of defense working outside of Tennessee; or

(D) A person working full-time under a military contract with the department of defense or a branch of the United States armed forces outside of the United States;

SECTION 2. Tennessee Code Annotated, Section 49-4-926(a), is amended by deleting the first sentence of the subsection and by substituting instead the following:

Notwithstanding any provision of this part to the contrary, a student who is a Tennessee citizen and a dependent child of a military parent shall be eligible for a Tennessee HOPE scholarship as an entering freshman, if such student meets all eligibility requirements for

such scholarship except that, while the parent is a military parent, the student does not reside in Tennessee for one (1) year immediately preceding the date of application for financial assistance and the student did not graduate from an eligible high school as defined in § 49-4-902(7), graduate from a Tennessee high school that is not an eligible high school, complete high school in a Tennessee home school program, or obtain a GED from a state-approved institution or organization.

SECTION 3. Tennessee Code Annotated, Section 49-4-926, is amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c) This section shall apply only to:

(1) Dependent children of members of the armed forces or Tennessee national guard whose home of record at the time of entry into military service was determined to be Tennessee;

(2) Dependent children of full-time civilian employees of the United States department of defense who are legal residents of Tennessee; and

(3) Dependent children of persons working full-time under military contract with the department of defense or a branch of the United States armed forces outside of the United States who are legal residents of Tennessee.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.